

**Before the
Federal Communications Commission
Washington, DC 20554**

In the Matter of)	
)	
Request for Waiver of the)	
Decision of the)	
Universal Service Administrator by)	
)	
Kanawha County School District)	File No. SLD-220095
Cleveland, Ohio)	
)	
Federal-State Joint Board on)	CC Docket No. 96-45
Universal Service)	
)	
Changes to the Board of Directors of the)	CC Docket No. 97-21
National Exchange Carrier Association, Inc.)	

ORDER

Adopted: December 20, 2002

Released: December 23, 2002

By the Telecommunications Access Policy Division, Wireline Competition Bureau:

1. This Order dismisses the Request for Waiver filed by Kanawha County School District (Kanawha County), Cleveland, Ohio.¹ Kanawha County seeks review of a decision issued by the Schools and Libraries Division (SLD) of the Universal Service Administrative Company (Administrator) on September 25, 2002.² The Commission received Kanawha County's Request for Waiver on November 26, 2002.³

2. For requests seeking review of decisions issued on or after August 13, 2001 under section 54.720(b) of the Commission's rules, any such appeal must be filed with the Commission or SLD within 60 days of the issuance of the decision that the party seeks to have reviewed.⁴

¹ Letter from Nathaniel Hawthorne, Kanawha County School District, to Federal Communications Commission, filed November 26, 2002 (Request for Waiver).

² See Request for Waiver; Letter from the School and Libraries Division, Universal Service Administrative Company, to Paul Karas, Kanawha County School District, dated September 25, 2002 (Form 486 Notification Letter). Section 54.719(c) of the Commission's rules provides that any person aggrieved by an action taken by a division of the Administrator may seek review from the Commission. 47 C.F.R. § 54.719(c).

³ See Request for Waiver.

⁴ 47 C.F.R. § 54.720(b). See *Implementation of Interim Filing Procedures for Filings of Requests for Review, Federal-State Joint Board on Universal Service*, CC Docket No. 96-45, Order, 17 Rcd 339 (2001), as corrected by *Implementation of Interim Filing Procedures for Filings of Requests for Review, Federal-State Joint Board on Universal Service*, CC Docket No. 96-45, Errata (Com. Car. Bur. rel. Dec. 28, 2001 and Jan. 4, 2002); SLD web site, What's New (January 20, 2002), <<http://www.sl.universalservice.org/whatsnew/012002.asp#extend3ed>>.

Documents are considered to be filed with the Commission only upon receipt.⁵ Because the instant Request for Review was not filed within the requisite 60-day period, it will be dismissed without further consideration.

3. ACCORDINGLY, IT IS ORDERED, pursuant to authority delegated under sections 0.91, 0.291, and 54.722(a) of the Commission's rules, 47 C.F.R. §§ 0.91, 0.291, and 54.722(a), that the Request for Review filed on November 26, 2002, by Kanawha County School District, Cleveland, Ohio, IS DISMISSED.

FEDERAL COMMUNICATIONS COMMISSION

Mark G. Seifert
Deputy Chief, Telecommunications Access Policy Division
Wireline Competition Bureau

⁵ 47 C.F.R. § 1.7.